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7 Attorneys for Defendants
8 VIRGIN AMERICA INC., VIRGIN ATLANTIC
AIRWAYS LIMITED and VIRGIN VACATIONS,
9 INC.

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12
13 THE WAVE STUDIO, LLC,
14 Plaintiff,
15
16 v.
17 VIRGIN AMERICA INC. et al.
18 Defendants.

CASE NO.: 4:15-cv-952 MMC
Honorable Maxine M. Chesney
ORDER APPROVING
**STIPULATION AND ORDER TO
TRANSFER CASE TO SOUTHERN
DISTRICT OF NEW YORK**

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21 Plaintiff, The Wave Studio, LLC ("Plaintiff"), and Defendants VIRGIN AMERICA
22 INC., VIRGIN ATLANTIC AIRWAYS LIMITED and VIRGIN VACATIONS, INC.
23 (collectively "Defendants"), by and through their attorneys of record hereby agree and
24 stipulate as follows:

25 The Parties stipulate that the above-captioned proceeding shall be transferred to the
26 United States Court for the Southern District of New York. Defendants believe this case is
27 related to litigation currently pending before the Honorable Cathy Seibel, Judge of the
28 Southern District Court of New York, styled *The Wave Studio, LLC v. General Hotel*

1 *Management, et al.*, Case No. 7:13-CV-09239 (S.D.N.Y.) (the “GHM Action”) and should
2 therefore be consolidated with the GHM Action. Plaintiff denies this action is related to the
3 GHM Action. The parties agree that the transfer stipulated here is without prejudice as to the
4 issue of consolidation with the GHM Action and that upon transfer to the Southern District
5 of New York; Defendants may seek to file a motion to consolidate this action with the GHM
6 Action.

7 THEREFORE, THE PARTIES HEREBY STIPULATE that this action be transferred
8 to the Southern District of New York.

9
10 **IT IS SO STIPULATED.**
11


12 Dated: July 27, 2015

COBALT LLP

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15 BY: /s/ Vijay K. Toke
16 Vijay K. Toke, Esq.
Attorneys for Plaintiff

17 Dated: July 27, 2015

CLAUSEN MILLER PC

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19
20 BY: 
21 G. Brent Sims, Esq.
Attorneys for Defendant
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ATTESTATION OF CONCURRENCE

I, G. Brent Sims, attest that I am one of the attorneys for Defendants VIRGIN AMERICA INC., VIRGIN ATLANTIC AIRWAYS LIMITED and VIRGIN VACATIONS, INC. and as the ECF user and filer of this document, I attest that, pursuant to United States District Court, Northern District of California Civil L.R. 5-1(i)(3), concurrence in the filing of this document has been obtained from Vijay K. Toke, the above signatory.

Dated: July 27, 2015

BY: 

G. BRENT SIMS

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: July 28, 2015



Maxine M. Chesney, Judge
United States District Court,
Northern District of California